FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

Civil Application No. 3059/2007 IN First Appeal No. 350/2007

Office Notes, Office Memoranda of Coram, appearances, Court's orders of directions and Registrar's orders	Court's or Judge's orders

CORAM : Smt. Vasanti A. Naik, J.
DATE : 14th June, 2007.

Heard Shri Chandurkar, the learned counsel for the applicant.

The appeal is already admitted by an order dated 30.04.2007. By the impugned judgment, the suit filed by the respondent no.1 for partition and separate possession of the property has been decreed. It is submitted on behalf of the appellant that in view of the impugned order, a Commissioner is likely to be appointed for effecting the partition of the suit property and it is, therefore, necessary in the interest of justice, to stay the effect and operation of the judgment passed by the trial Court

during the pendency of this First Appeal.

None appears on behalf of the contesting party/respondent no.1, though served. Since the First Appeal is admitted, it is necessary in the interest of justice, to stay the effect and operation of the judgment and decree passed by the District Judge, Amravati on 06.02.2007. The judgment is hereby stayed during the pendency of the First Appeal.

The Civil Application is allowed and disposed of accordingly.

JUDGE

APTE